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II

106TH CONGRESS
1ST SESSION

S. 88

To amend title XIX of the Social Security Act to exempt disabled individuals from being required to enroll with a managed care entity under the medicaid program.

IN THE SENATE OF THE UNITED STATES

JANUARY 19, 1999

Mr. BUNNING introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XIX of the Social Security Act to exempt disabled individuals from being required to enroll with a managed care entity under the medicaid program.

1 *Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXEMPTION OF DISABLED INDIVIDUALS FROM
4 REQUIRED ENROLLMENT WITH A MANAGED
5 CARE ENTITY UNDER THE MEDICAID PRO-
6 GRAM.**

7 (a) AMENDMENT TO THE SOCIAL SECURITY ACT.—
8 Section 1932(a)(2) of the Social Security Act (42 U.S.C.



1 1396u-2(a)(2)) is amended by adding at the end the fol-
2 lowing:

3 “(D) EXEMPTION OF DISABLED INDIVID-
4 UALS.—A State may not require under para-
5 graph (1) the enrollment in a managed care en-
6 tity of an individual who is disabled (as deter-
7 mined under section 1614(a)(3)).”.

8 (b) RETROACTIVITY.—The amendment made by sub-
9 section (a) takes effect as if included in the enactment
10 of the Balanced Budget Act of 1997 (Public Law 105-
11 33; 111 Stat. 251).

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